MAR 1 5 2010

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

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VAN THORNTON,) Civil Action No. 7:10-cv-00073
Petitioner,)
)
v.) <u>ORDER</u>
)
WARDEN WATSON,) By: Hon. James C. Turk
Respondent.) Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

ORDERED

that petitioner's petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is **DISMISSED**, a Certificate of Appealability is **DENIED**; and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the petitioner.

ENTER: This ___/5 To day of March, 2010.

Senior United States District Judge